

MILBERG LLP
JEFF S. WESTERMAN (SBN 94559)
E-mail:jwesterman@milberg.com
One California Plaza
300 South Grand Ave., Suite 3900
Los Angeles, CA 90071
Telephone: (213) 617-1200
Facsimile: (213) 617-1975

LAW OFFICES OF GEORGE A. SHOHET,
A PROFESSIONAL CORPORATION
GEORGE A. SHOHET (SBN 112697)
E-mail:georgeshohet@gmail.com
245 Main Street, Suite 310
Venice, California 90291
Telephone: (310) 452-3176
Facsimile: (310) 452-2270

Proposed Co-Lead Counsel

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RICHARD S. BONDAR, as Trustee of the Bondar Family Trust Dated 4/1/91, Individually And On Behalf of All Others Similarly Situated, Plaintiff, v. BANK OF AMERICA CORPORATION, BANC OF AMERICA INVESTMENT SERVICES, INC., and BANC OF AMERICA SECURITIES, LLC, Defendants.) Civil Action No. C 08-02599 JSW)) AMENDED NOTICE OF MOTION OF) HANOCH BEN-TAL, AS TRUSTEE) FOR THE BENEFIT OF THE BENTAL) FAMILY TRUST AND ARIC A.) STREIT AND MARY STREIT AS) TRUSTEES FOR THE BENEFIT OF) THE STREIT LIVING TRUST, FOR) CONSOLIDATION, APPOINTMENT) AS CO-LEAD PLAINTIFFS AND) APPROVAL OF CO-LEAD) PLAINTIFFS' SELECTION OF CO-) LEAD COUNSEL; CHANGE OF) HEARING DATE))) DATE: October 17, 2008) TIME: 9:00 a.m.) CTRM: 2, 17th Floor) JUDGE: Hon. Jeffrey S. White
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AMENDED NOTICE OF MOTION FOR CONSOLIDATION, APPOINTMENT AS CO-LEAD PLAINTIFFS AND APPROVAL OF CO-LEAD PLAINTIFFS' SELECTION OF CO-LEAD COUNSEL Case No. C 08-02599 JSW	
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PLEASE TAKE NOTICE that the Memorandum of Law, Declaration of Jeff S. Westerman, and a [Proposed] Order in support of this Motion was submitted on July 21, 2008. Hanoch Ben-Tal, as Trustee for the Ben-Tal Family Trust, and Aric A. Streit and Mary Streit, as Trustees for the Benefit of The Streit Living Trust ("Movants"), by their counsel, hereby move this Court on October 17, 2008, at 450 Golden Gate Ave., San Francisco, California 94102, for an order: (i) consolidating the above-captioned action with any other related actions for all purposes pursuant to Fed. R. Civ. P. 42(a); (ii) appointing Hanoch Ben-Tal, as Trustee for the Ben-Tal Family Trust, and Aric A. Streit and Mary Streit as Trustees for the Benefit of The Streit Living Trust as Co-Lead Plaintiffs in the above-captioned action and any related actions alleging violations of the securities laws; (iii) approving Movants' selection of the law firms of Milberg LLP ("Milberg") and Law Offices of George A. Shohet, A Professional Corporation ("Shohet") to serve as Co-Lead Counsel in the Securities Actions; and (iv) granting such other and further relief as the Court may deem just and proper.

Dated: July 22, 2008

MILBERG LLP
JEFF S. WESTERMAN

By: /s/ Jeff S. Westerman
JEFF S. WESTERMAN

One California Plaza
300 South Grand Avenue, Suite 3900
Los Angeles, California 90071
Telephone: (213) 617-1200
Facsimile: (213) 617-1975
E-mail: jwesterman@milberg.com

LAW OFFICES OF GEORGE A. SHOHET,
A PROFESSIONAL CORPORATION
GEORGE A. SHOHET
245 Main Street, Suite 310
Venice, California 90291
Telephone: (310) 452-3176
Facsimile: (310) 452-2270
E-mail: georgeshohet@gmail.com

Counsel for Hanoch Ben-Tal as Trustee of the Ben-Tal Family Trust and Aric A. Streit and Mary Streit as Trustees for the benefit of the Streit Living Trust and Proposed Co-Lead Counsel for the Class

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DECLARATION OF SERVICE BY MAIL

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, employed in the County of Los Angeles, over the age of 18 years, and not a party to or interest in the within action; that declarant's business address is One California Plaza, 300 South Grand Avenue, Suite 3900, Los Angeles, California 90071-3149.

2. That on July 22, 2008, declarant served the AMENDED NOTICE OF MOTION OF HANOCH BEN-TAL, AS TRUSTEE FOR THE BENEFIT OF THE BENTAL FAMILY TRUST AND ARIC A. STREIT AND MARY STREIT AS TRUSTEES FOR THE BENEFIT OF THE STREIT LIVING TRUST, FOR CONSOLIDATION, APPOINTMENT AS CO-LEAD PLAINTIFFS AND APPROVAL OF CO-LEAD PLAINTIFFS' SELECTION OF CO-LEAD COUNSEL by depositing a true copy thereof in a United States mailbox at Los Angeles, California in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed on the attached Service List.

3. That there is a regular communication by mail between the place of mailing and the places so addressed.

4. That on the above date, declarant served via e-mail to: scac@law.stanford.edu.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 22nd day of July, 2008, at Los Angeles, California.


ANN MARIE GENOVESE

Bank of America Corporation
Service List

Plaintiffs Counsel:

Jeff S. Westerman
MILBERG LLP
 300 South Grand Ave., Suite 3900
 Los Angeles, CA 90071
 Telephone: (213) 617-1200
 Facsimile: (213) 617-1975
 Email: jwesterman@milberg.com

George A. Shohet
LAW OFFICES OF GEORGE A. SHOHET,
A PROFESSIONAL CORPORATION
 245 Main Street, Suite 310
 Venice, CA 90291
 Telephone: (310) 452-3176
 Email: georgeshohet@gmail.com

Daniel C. Girard
 Jonathan K. Levine
GIRARD GIBBS LLP
 601 California Street, 14th Floor
 San Francisco, CA 94108
 Telephone: (415) 981-4800
 Facsimile: (415) 981-4846
 Email: dgc@girardgibbs.com
jkl@girardgibbs.com

Norman E. Siegel
STUEVE SIEGEL HANSON LLP
 460 Nichols Road, Suite 200
 Kansas City, MO 64112
 Telephone: (816) 714-7100
 Facsimile: (816) 714 7101
 Email: siegel@stuevesiegel.com

Christopher S. Seeger
 Steven A. Weiss
 David R. Buchanan
SEEGER WEISS LLP
 One William Street
 New York, NY 10004
 Telephone: (212) 584-0700
 Facsimile: (212) 584-0799
 Email: cseeger@seegerweiss.com
sweiss@seegerweiss.com
dbuchanan@seegerweiss.com

Eileen L. McGeever
RUSHALL & MCGEEVER
 6100 Innovation Way
 Carlsbad, CA 92009
 Telephone: (760) 438-6855
 Facsimile: (760) 438-3026
 Email: RM@rushallmcgeever.com

Shawn Khorrami
KHORRAMI POLLARD & ABIR LLP
 444 S. Flower Street, 33rd Floor
 Los Angeles, CA 90071
 Telephone: (213) 596-6000
 Facsimile: (213) 596-6010
 Email: SKhorrami@kpalawyers.com

1 **Defendants Counsel:**

2 Debra S. Belaga
3 Aaron M. Rofkahr
4 **O'MELVENY & MYERS LLP**
5 Embarcadero Center West
6 275 Battery Street, Ste. 2600
7 San Francisco, CA 94111-3305
8 Telephone: (415) 984-8700
9 Facsimile: (415) 984-8701
10 Email: dbelaga@omm.com
11 arofkahr@omm.com
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